

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

NATHAN HAWKINS,

Petitioner,

vs.

DONALD ROPER,

Respondent.

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No. 4:04CV1269SNL/TIA

ORDER

Having received no objections by the Petitioner,

IT IS HEREBY ORDERED that the Report and Recommendation of United States Magistrate Judge (#30), filed August 13, 2007 is **SUSTAINED, ADOPTED** and **INCORPORATED** herein.

IT IS FURTHER ORDERED that petitioner's application for writ of habeas corpus pursuant to 28 U.S.C. § 2254 is **DENIED**.

IT IS FURTHER ORDERED that for the reasons set forth in the Report and Recommendation (#30), petitioner has not made a substantial showing of the denial of a constitutional right. Accordingly, a certificate of appealability should not issue in this action.

IT IS FINALLY ORDERED that this cause of action is **DISMISSED** with no further action to be taken in this matter.

Dated this 30th day of August, 2007.



SENIOR UNITED STATES DISTRICT JUDGE

